

The new application being transmitted claims the benefit of prior U.S. Serial Number 10/135,252, filed April 30, 2002, which is a divisional application of U.S. Patent No. 6,465,643, granted on October 15, 2002.

3. Papers Enclosed

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

20 Pages of Specification
5 Pages of Claims
0 Sheet of Drawing--Formal

B. Other Papers Enclosed

2 Pages of declaration and power of attorney
1 Page of abstract
8 Pages of Preliminary Amendment
2 Pages – Assignment and Transmittal



4. Declaration or Oath

Copy of the executed Declaration filed in SN09/617,471 is enclosed.

5. Inventorship Statement

The inventorship for all the claims in this application is the same.

6. Language

English

7. Assignment

This parent application is assigned to Clariant GmbH
Assignment submitted on August 1, 2003 for recordation in SN10/135,252.

8. Fee Calculation (37 C.F.R. Section 1.16)
Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$750.00
Total Claims (37 CFR 1.16(c))	7	- 20 =	0 x	\$18.00	\$0.00
Independent Claims (37 CFR 1.16(b))	3	- 3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$290.00	\$0.00
8a.	<input checked="" type="checkbox"/> Filing Fee Calculation				\$750.00
	<input checked="" type="checkbox"/> Recordation Fee for Assignment				\$ 40.00

9. Fee Payment Being Made at This Time

Enclosed

Filing Fee	\$790.00
Total Fees Enclosed	\$790.00

10. Method of Payment of Fees

Charge Account No. 03-2060 in the amount of \$790.00.
A duplicate of this transmittal is attached.

11. Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 03-2060.

37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)

12. Instructions as to Overpayment

Credit Account No. 03-2060.

13. Relate Back

Amend the specification by inserting, before the first line, the following sentence:

This application is a divisional application of co-pending U.S. Serial Number 10/135,252, filed April 30, 2002, which is a divisional application of U.S. Patent No. 6,465,643, the disclosures of which are herein incorporated by reference in their entirety.

14. Relate Back--35 U.S.C. Section 119 Priority Claim for Prior Application

The prior U.S. application, including any prior International Application designating the U.S., identified above in item 13, in turn itself claims foreign priority as follows:

Country: Federal Republic of Germany

Application No.: 19934595.3

Filed On: July 17, 2000

The certified copy from which priority is claimed was filed on July 17, 2000 in prior Application Serial No. 09/617,471 and has been acknowledged by the USPTO on the Notice of Allowability dated May 1, 2003.

15. Maintenance of Copendency of Prior Application

A. The Parent application was allowed on May 1, 2003 and payment of the issue fee was faxed on August 1, 2003 to Mail Stop Box Issue Fee @ 704-746-4000.

16. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed

a. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventors in this application are the same.

Date: August 1, 2003

Reg. No.: 40,913

Tel. No.: 704-331-7151

Customer No.: 25,255



Signature of Practitioner

Anthony A. Bisulca

Clariant Corporation

Industrial Property Department

4000 Monroe Road

Charlotte, North Carolina 28205

Direct Dial: 704/331-7151

Facsimile: 704/331-7707

Practitioner's Docket No. 1999DE321/D2

PATENT

Preliminary Classification:
Proposed Class:
Subclass:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop: Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Berthold SCHIEMENZ, Thomas WESSEL and Ralf PFIRMANN

For (title): NOVEL AMINOPHOSPHONIUM COMPOUNDS

1. Type of Application

This transmittal is for a divisional application under 37 CFR Section 1.53(b).

2. Benefit of Prior U.S. Application (35 U.S.C. Sections 119(e), 120, or 121)

CERTIFICATION UNDER 37 C.F.R. § 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, in accordance with 37 CFR 1.10.

37 CFR 1.8a

37 CFR 1.10

☐ with sufficient postage as first class mail.

[X] as "Express Mail Post Office to Addressee" Mailing Label Express Mail Label Number EU883123965US

☐ facsimile transmitted to the Patent and Trademark Office, 703 _____

TRANSMISSION

Date: **August 1, 2003**

Signature

Vicki L. Sgro

Type or print name of person certifying

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Express Mail Label Number EU883123965US

Date of Mailing: August 1, 2003

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that on the date indicated above, this NEW UTILITY PATENT APPLICATION TRANSMITTAL and the papers indicated as enclosed therein, of:

Inventors: Berthold SCHIEMENZ
Thomas WESSEL
Ralf PFIRMANN

Title: NOVEL AMINOPHOSPHONIUM COMPOUNDS

is being deposited with the United States Postal Service as "Post Office to Addressee" Express Mail addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, Mail Stop: Patent Application, in accordance with 37 CFR 1.10.

Vicki L. Sgro

